



PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the patent application of )

Michael S. Bender )

Application No: 09/801,410 )

Filing Date: March 8, 2001 )

For: SYSTEM FOR IDENTIFICATION  
OF SMART CARDS )

Docket No. SUNMP588

Group Art Unit: 2131

Examiner: Unknown

Date: July 27, 2004

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 27, 2004.

Signed: 

Neely Entwistle

**Communication Regarding Statement Under 37 C.F.R. §3.73(b)-Establishing Right of Assignee to Take Action and Power of Attorney by Assignee (Revocation of Prior Powers)****RECEIVED**Commissioner for Patents  
Alexandria, VA 22313-1450

AUG 06 2004

Technology Center 2100

Sir:

Applicant hereby attaches a Combined Statement Under 37 C.F.R. §3.73(b)-Establishing Right of Assignee to Take Action and Power of Attorney by Assignee of Entire Interest and Revocation of Prior Powers, Appendix A, and Appendix B, with reference to the above-identified U.S. patent application. Applicant respectfully requests this document be made of record.

As stated in the Power of Attorney please send all correspondence to:

MARTINE & PENILLA, LLP  
710 Lakeway Drive, #170  
Sunnyvale, CA 94085  
Tel: (408) 749-6900  
Fax: (408) 749-6901  
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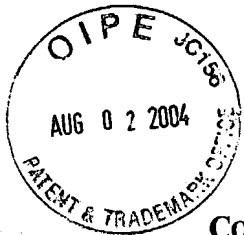
Applicant believes that no fees are due in connection with this filing, however, if it is determined that any fees are due, the Commissioner is authorized to charge such fees to Deposit Account 50-0805 (SUNMP588). If the Commissioner has any questions concerning this document, please contact the undersigned at the telephone number set forth below.

Respectfully submitted,  
MARTINE & PENILLA, LLP  
Albert S. Penilla, Esq.

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# IN THE UNITED STATES PATENT & TRADEMARK OFFICE

**COMBINED STATEMENT UNDER 37 C.F.R. § 3.73(b)-ESTABLISHING RIGHT OF ASSIGNEE TO  
TAKE ACTION  
AND  
POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST AND REVOCATION OF PRIOR POWERS**

Commissioner for Patents  
Washington, D.C. 20231

**RECEIVED**

AUG 06 2004

Sir:

Technology Center 2100

**Statement Under 37 CFR §3.73(b):**

Sun Microsystems, Inc., a corporation organized under the laws of Delaware states that it is the assignee of entire right, title, and interest; in the patent(s) and/or patent application(s) listed on the attached APPENDIX A, by virtue of an Assignment from the inventor(s) of each of the patent(s) and/or patent application(s) listed on the attached APPENDIX A. Date of recordal, and Reel and Frame number of recordal by the United States Patent & Trademark Office identified on the attached APPENDIX A.

**Power of Attorney by Assignee of Entire Interest and Revocation of Prior Powers:**

Pursuant to 37 C.F.R. §1.36, Sun Microsystems, Inc., the record owner (per Statement Under 37 CFR §3.73(b) above) of the patent(s) and/or patent application(s) listed on the attached APPENDIX A, revokes all previous powers of attorney in the patent(s) and/or patent application(s) listed on the attached APPENDIX A and hereby appoints the following attorneys and/or agents assigned to the below Customer Number to prosecute the patent(s) and/or patent application(s) listed on the attached APPENDIX A and transact all business in the U.S. Patent and Trademark Office connected therewith:

**Customer Number 32,291**

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Please send all correspondence to:

MARTINE & PENILLA, LLP  
710 Lakeway Dr., Suite 170  
Sunnyvale, CA 94085  
Tel: (408) 749-6900  
Fax: (408) 749-6901  
**Customer Number 32,291**

The undersigned is empowered to sign on behalf of Sun Microsystems, Inc. in accordance with the attached Delegation of Authority (APPENDIX B)

The undersigned hereby declares that all statements made herein of the undersigned's own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the patents and patent applications listed on the attached APPENDIX A or any patents issuing thereon.

Marilyn E. Glaubenslee

(Signature of authorized person)

12/3/02

(date)

Marilyn E. Glaubenslee, Esq.

(Type or print name of authorized person)

Managing Attorney (Reg. No. 35,521)

Title of authorized person *(Having delegated power to sign for Sun Microsystems, Inc. in accordance with APPENDIX B)*

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## APPENDIX A

Application No. 09/801,410

Assignee: Sun Microsystems, Inc.

Title: **SYSTEM FOR IDENTIFICATION OF SMART CARDS**

**Recordation Date:** March 8, 2001

Reel/Frame: 011587/0778

Atty Docket: SUNMP588

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